

09/30/03 16519 U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL (Only for new non-provisional applications under 37 CFR § 1.53(b))	Attorney Docket No. 035721-268194
	First Inventor or Application Identifier: Vodyanoy, et al.
	Title of Invention: HIGH-RESOLUTION OPTICAL MICROSCOPE
	Express Mail Label No. EV 211 241 365 US

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ADDRESS TO: **MAIL STOP PATENT APPLICATION
COMMISSIONER FOR PATENTS, P.O. BOX 1450
ALEXANDRIA, VA 22313-1450**

Transmitted herewith for filing in the United States Patent Office is a patent application for:

Inventors: **Vitaly J. Vodyanoy, Ph.D.** and **W. Charles Neely, Ph.D.**

Assignee of this invention is: **Auburn University**

1. ☒ The Filing Fee has been calculated as shown below:
2. ☒ Applicant claims Small Entity Status. See 37 CFR §1.27.

	No. Filed	No. Extra	#	Small Entity		#	Large Entity	
				Rate	Fee		Rate	Fee
BASIC FEE					\$ 375			740
TOTAL CLAIMS:	12	-	20	=	0	x	9	=
INDEPENDENT CLAIMS:	2	-	3	=	0	x	42	=
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED				+	140	=		
				TOTAL	\$ 375		TOTAL	

- ☐ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 16-0605.
- a. ☐ Fees required under 37 CFR 1.16 (National filing fees).
 - b. ☐ Fees required under 37 CFR 1.17 (National application processing fees).
- ☒ A Credit Card Payment Form authorizing payment in the total amount of Three Hundred Seventy-Five Dollars (\$ 375.00) for the filing fee is enclosed.
- ☒ The above filing fee will be paid with Applicant's Response to the Notice to File Missing Parts.
3. ☒ Specification Total Pages 32
 4. ☒ Drawing(s) (35 USC 113) Total Sheets 13
 5. ☒ Declaration and Power of Attorney Total Pages 3
 - a. ☐ Newly executed (unsigned)
 - b. ☒ Copy from a prior application (37 CFR 1.63(d)).
 - i. ☐ DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) & 1.33(b).
 6. ☐ Application Data Sheet. See 37 CFR 1.76
 7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
 8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Copy (CRF)

- b. ☐ Request for Transfer of Computer Readable Form of Sequence Listing under 37 CFR § 1.821(e) and MPEP 2422.05 (must be compliant with new rules)
- c. ☐ Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ Paper (___ Pages)
- d. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s), including a check for the \$40.00 fee)
10. ☐ 37 CFR 3.73(b) Statement (*when there is an assignee*); ☐ Power of Attorney;
11. ☐ English Translation Document (*if applicable*)
12. ☒ Information Disclosure Statement (IDS), Form PTO-1449; 25 copies of IDS citations.
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (*Should be specifically itemized*)
15. ☐ Certified Copy of Priority Document(s) (*if foreign priority is claimed*)
- ☐ Foreign Priority is claimed to _____.
16. ☐ Non-Publication Request under 35 U.S.C. 122(b)(2)(B)(i).
Applicant **must** attach form PTO/SB35 or its equivalent.
17. ☐ Request for Early Publication Under 37 CFR § 1.219. Fee of \$300.00 is enclosed.
18. **If a CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:
- ☐ Continuation ☒ Divisional ☐ Continuation in Part (CIP)
- of prior Application No. 10/008,588; filed December 3, 2001; pending before Examiner Lee A. Fineman in Art Unit 2872.

For CONTINUATION or DIVISIONAL applications only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS Customer Number 00826.

Signature:

Attorney of Record:

Attorney Registration No.

J. Scott Anderson

48,563

Customer No. 00826

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CERTIFICATE OF EXPRESS MAILING

Express Mail Label Number: **EV 211 241 365 US**

Date of Deposit: September 30, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: **Mail Stop Patent Application**, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Shana Moore

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